

APA-1

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control \_\_\_\_\_ Department or Agency: Dept. of Labor

Rule No. 480-2-1-.01

Rule Title: COMPLAINTS

\_\_\_\_\_ New  Amend \_\_\_\_\_ Repeal \_\_\_\_\_ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? NO

Is there another, less restrictive method of regulation available that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? NO

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Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

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Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer Stephen McConick

Date 6-15-18

(DATE FILED)  
STAMP)

APA-2

DEPARTMENT OF  
LABOR

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF LABOR

RULE NO. & TITLE: 480-2-1-.01 Complaints.

INTENDED ACTION: Amendment.

SUBSTANCE OF PROPOSED ACTION: To amend the above section under the General Provisions to update name and branding of the Alabama Career Centers.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments in writing to Stephen McCormick, Department of Labor, 649 Monroe Street, Montgomery, Alabama 36131 by mail or in person between the hours of 8:00 am and 4:30 pm, Monday through Friday until and including August 06, 2018. Persons wishing to submit data, views or arguments orally should contact Stephen McCormick by telephone at (334) 242-8274 during this period to arrange an appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: August 06, 2018

CONTACT PERSON AT AGENCY:

Stephen McCormick  
Department of Labor  
649 Monroe Street  
Montgomery, AL 36131  
Telephone: (334) 242-8274

*Stephen McCormick*

\_\_\_\_\_  
Stephen McCormick  
Director, Governmental Affairs

ALABAMA DEPARTMENT OF LABOR  
ADMINISTRATIVE CODE

CHAPTER 480-2-1  
GENERAL PROVISIONS

480-2-1-.01	Complaints
480-2-1-.02	Disclosure Of Information
480-2-1-.03	Alabama Veterans Performance Incentive Awards Program

480-2-1-.01 Complaints.

(1) An applicant wishing to submit a complaint concerning service received from any ~~State Employment Service office~~ Alabama Career Center may do so using form ETA 8429. This form may be obtained from any ~~State Employment Service office~~ Alabama Career Center. This form is signed by the person making the complaint and the agency staff member accepting the complaint.

(2) A person wishing to file a complaint against a place of employment to which he/she has been referred by the ~~State Employment Service~~ Alabama Career Center System within the past 12 months because of hazards relating to safety or health, suspected discrimination, violations of the Fair Labor Standards Act or any other Federal or State employment law, shall have his/her complaint taken on form ETA 8429 and sent to the proper enforcement agency for investigation and determination.

3) All complaints that cannot be resolved by the local ~~Employment Service office~~ Alabama Career Center are sent to the Monitor/Advocate in the Department's administrative office who, after appropriate investigation, takes whatever action is necessary to informally resolve the complaint.

(4) After action has been taken concerning a complaint, the results are mailed to the person making the complaint who must be advised of appeal rights in the event the resolution is unsatisfactory to such person. A detailed description of the complaint system is contained in 20 CFER 658.400 through 658.423419.

**Author:** Tom Karrh; David White

**Statutory Authority:** Code of Ala. 1975, §25-2-2(5), 25-2-(8).

**History: Amended:** Filed June 15, 2018; effective